

AMENDED IN ASSEMBLY APRIL 7, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

## ASSEMBLY BILL

**No. 1420**

**Introduced by Assembly Member Niello**

February 22, 2005

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An act to ~~amend Section 42238 of~~ *add Section 35735.5 to the* Education Code, relating to education finance.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1420, as amended, Niello. Education: school finance.

Existing law requires a revenue limit to be calculated for each school district and each county superintendent of schools and requires the amount of the revenue limit to be adjusted for various factors. *In the case of a newly organized school district, existing law requires the revenue limit of the new school district to be calculated by a blending of the revenue limit per unit of average daily attendance of the affected school districts.* Existing law requires the Superintendent of Public Instruction to take into account the revenue limit of a school district and county superintendent of schools when apportioning funding to school districts and county superintendents of schools.

~~This bill would make a technical, nonsubstantive change to those provisions.~~

*This bill would, notwithstanding these provisions, require the unified school district that results from the unification of the Grant Joint Union High School District and the Del Paso Heights Elementary School District to retain the revenue limits of the affected school districts, as specified.*

*The bill would make certain findings and declarations regarding the inapplicability of a general statute within the meaning of Section 16 of Article IV of the California Constitution.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

~~SECTION 1. Section 42238 of the Education Code is amended to read:~~

*SECTION 1. Section 35735.5 is added to the Education Code, to read:*

*35735.5. (a) Notwithstanding Section 35735.1, the unified school district that results from the unification of the Grant Joint Union High School District and the Del Paso Heights Elementary School District shall retain the revenue limits of the affected school districts computed pursuant to Section 42238.*

*(b) The resulting unified school district shall retain those revenue limits in the same proportion of the average daily attendance of pupils in kindergarten and grades 1 to 8, inclusive, to the average daily attendance of pupils in grades 9 to 12, inclusive.*

*SEC. 2. Due to the unique circumstances concerning the unification of the Grant Joint Union High School District and the Del Paso Heights Elementary School District, the Legislature finds and declares that a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution.*

**All matter omitted in this version of the bill  
appears in the bill as introduced in  
Assembly, February 22, 2005 (JR11)**